

VOLUME ONE

J. Phillips
Faculty of Law
University of Toronto

These materials are reproduced solely for the use of students in the Faculty of Law, University of Toronto.

STORAGE

KE 618 .P45 2013 v.1 c.1

BORA LASKIN LAW LIBRARY

SEP - 3 2013

FACHUTY C F CAM UNIVERSITY DISTOROGIO **PROPERTY LAW: 2013-2014**

VOLUME ONE

J. Phillips
Faculty of Law
University of Toronto

These materials are reproduced solely for the use of students in the Faculty of Law, University of Toronto.

Digitized by the Internet Archive in 2018 with funding from University of Toronto

TABLE OF CONTENTS - VOLUME ONE

CHAPTER ONE: PROPERTY IS RIGHTS NOT THINGS

a) Introduction
b) Definitions/Glossary 5
c) C.B. Macpherson, "The Meaning of Property" 10
d) Harrison v. Carswell 18
e) Notes
CHAPTER TWO: WHICH RIGHTS IN WHICH THINGS?
a) Introduction
b) Why Award Some Property Rights in Some Things?
c) Property in the News: International News Services v. Associated Press42
Notes54
d) Licences and Contexts: Matrimonial Property and Bankruptcy 57
V.(G.G.) v. V. (J.)
Caratun v. Caratun62
Notes
Royal Bank of Canada v. Saulnier 67
e) Publicity Rights: Property, Personality, and Privacy
Gould Estate v. Stoddart Publishing75
Notes

1) Property and the Crimmar Law: R. V. Siewari81
Notes87
CHAPTER THREE: POSSESSION AND TITLE AT COMMON LAW
(a) Introduction: What is Possession?
Clift et al. v. Kane et al
The Tubantia
(b) Finders and Catchers: Barry Bonds' Home Run Ball: Introduction 100
Popov v. Hayashi
Note
(c) Adverse Possession of Land: Introduction
Merrill, "Property Rules and Adverse Possession"
(d) Adverse Possession: The "Quality" of Possession
Re St. Clair Beach Estates v. MacDonald
Re Lundrigans Ltd. and Prosper
Notes
Beaudoin v. Aubin
(e) Adverse Possession and the Inconsistent Use Test: Judicial Repeal?132
Masidon Investments v. Ham

Notes
Retreat from the Inconsistent Use Test?
Teis v. Ancaster Town
Mutual Mistake or Unilateral Mistake?
CHAPTER FOUR: INTRODUCTION TO THE COMMON LAW OF REAL PROPERTY - THE DOCTRINES OF TENURE AND OF ESTATES
(a) Introduction to Tenure and Estates
(b) Types of Estates
R. Scane, Notes on Life Estates and Estates in Fee Tail
Presumptions and Words of Limitation
Present and Future Interests
(c) Common Law and Equity: The Trust
(d) Introduction to Conditional Estates
(e) Conditions and Uncertainty
Sifton v. Sifton
Clayton v. Ramsden 176
Notes
(f) Conditions and Public Policy

Re Noble and Wolf
Notes
Re Canada Trust Co. and Ontario Human Rights Commission
Notes
Restraints on Alienation: General
Laurin v. Iron Ore Company of Canada
CHAPTER FIVE: CO- OWNERSHIP
(a) Introduction
(b) Joint Tenancy or Tenancy in Common?
c) Severance of Joint Tenancies
Burgess v. Rawnsley
Robichaud v. Watson
Hansen Estate v. Hansen225
Notes
(d) Relations Between/Among Co-Owners ,,,,,,
Reid v. Reid
Leigh v. Dickeson
Partition or Sale - Introduction
Re Dibattista et al and Menecola et al

(e) Miscellaneous

Problem	242
A Note on Condominiums	. 243

